



ఆంధ్ర ప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
PART-V EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 1]

HYDERABAD, SATURDAY, JANUARY 30, 2010.

**STATUTORY NOTIFICATIONS OF THE ELECTION COMMISSION OF IN-
DIA AND OTHER ELECTION NOTIFICATIONS**

—X—

NOTIFICATIONS BY GOVERNMENT
GENERAL ADMINISTRATION DEPARTMENT

(Elections - D)

THE ELECTION COMMISSION OF INDIA'S NOTIFICATION ALONGWITH ORDER OF THE HIGH COURT OF ANDHRA PRADESH IN ELECTION PETITION No. 5 OF 2004.

[Memo No. 4961/Elecs.D/2009-1, General Administration (Elecs.D) Department, Dated 8th January, 2010.]

The Following Notification of the Election Commission of India, Nirvachan Sadan, Ashoka Road, New Delhi - 110001. Dated 14th December, 2009, 23 Agrahayana, 1931 (Saka) is Published.

NOTIFICATION

No. 82/AP-LA/(5/2004)/2009:- In pursuance of Section 106 (b) of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the judgment of the High Court of Andhra Pradesh dated 10.06.2009 in Election Petition No. 5 of 2004.

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD
WEDNESDAY, THE TENTH DAY OF JUNE TWO THOUSAND AND NINE

PRESENT

THE HON'BLE SRI JUSTICE R. KANTHA RAO

ELECTION PETITION No. 5 of 2004

Between :

C. Narasimha Reddy S/o. C. Peddanagi Reddy
R/o. 11-250/E4/6, Reddy's Colony,
Kadri Road, Madanapalli, Chittoor District

.. Petitioner

AND

1. Kadapa Prabhakar Reddy S/o.K.Narsimha Reddy R/o. Kalicherla (PO) Village, Padamandiyam Mandal, Chittoor District
2. Smt. A.V. Lakshmi Devamma W/o. Late A.V. Umashankar Reddy R/o. Mulakalacheruvu (RS), Mandal, Post, Village), Chittoor District
3. Toogu Venkata Ramana Reddy S/o. Venkata Subba Reddy R/o.Balakaveripalli (V), Burakayalakota (Post), Mulakalacheruvu Mandal, Chittoor District
4. J. Anjaneyulu S/o. Venkatappa R/o. Thammallavaripalli H/o. Sampalle Village, Mulakalacheruvu Mandal, Chittoor District
5. The returning Officer, No. 45, Thamballapalle Legislative Assembly Constituency, Thamballapalle Chittoor District

.. Respondents

Petition Under Section 100 (i)(d)(ii) d (IV), 101 and 123 of R.P.Act 1950 praying that in the circumstances stated in the affidavit filed herewith, the High Court will be pleased to

- a) Inspection and scrutiny of all the votes polled in polling station Nos. 9, 22, 23, 24, 25, 26,27 and 28
- b) that the election of the 1st respondent to No. 145. Thamballapalle Legislative Assembly Constituency, be declared void.
- c) declare that the petitioner has been duly elected as Member of the A.P. Legislative Assembly from 145, Thamballapalle Assembly Constituency,
- d) Award costs of this Petition.

The petition coming on for hearing upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Sri D.V.Sitharam Murthy, Advocate, for the petitioner and of Sri M.Chandra Sekhara Rao, Advocate for Respondent No.1 and none for the Respondent Nos. 2 to 5

The Court made the following : ORDER

HON'BLE SRI JUSTICE R. KANTHA RAO
ELECTION PETITION No. 5 OF 2004

ORDER :

Counsel representing Sri D.V. Seetharama Murthy, learned counsel for the petitioner, submits that the cause in the Election Petition does not survive and the matter has become infructuous.

2. Accordingly, the Election Petition is dismissed as infructuous without any order as to costs.

S. VARALAKSHMI,
Joint Registrar.

(By Order)

SHANGARA RAM,
Principal Secretary, Election Commission of India.

T. DAKSHINA MURTHY,
*Additional Chief Electoral Officer & Additional Secretary
to Government.*